

Louisiana State Board of Examiners of Psychologists
BOARD MEETING MINUTES
May 13, 2011

The meeting of the Louisiana State Board of Examiners of Psychologists (Board) was called to order at 8:25 a.m., Friday, May 13, 2011, at 8280 YMCA Plaza Drive, Building 8-B, Baton Rouge, LA 70810. Present were Board Members, Drs. Joseph Comaty, Tony Young, Rita Culross, John Courtney and Lee Matthews; and, Executive Director, Kelly Parker and Training Consultant Jamie Monic. Complaints Coordinator, Dr. C. Gary Pettigrew, was in partial attendance.

Dr. Comaty moved to call the meeting to order at 8:25 a.m. instead of 8:30 a.m. as scheduled. The Board agreed by unanimous roll call vote of the members present as follows Comaty – yea, Young – yea, Culross – yea, Courtney – yea and Matthews – yea.

Dr. Culross moved to accept the minutes of April 14, 2011. Dr. Comaty seconded the motion and Dr. Courtney abstained.

Jamie Monic, Training Consultant requested to add 2011-2012 contracts to the Discussion Items section of the agenda under Taylor Porter. Dr. Culross moved in favor of adding the Discussion Item. The Motion passed unanimously.

The Board confirmed the next regular board meeting dates to be held June 10, 2011 and July 22, 2011.

Pursuant to LSA R.S.42: 6.1(4), Dr. Culross moved to enter Executive Session at 8:45 a.m. to review legal matters. The motion passed by unanimous roll call vote of the members present as follows Comaty – yea, Young – yea, Culross – yea, Courtney – yea and Matthews – yea.

Dr. Young moved to close Executive Session to enter the following:

LH v. DA - Dr. Pettigrew presented the case and recommendations to the Board. Dr. Courtney moved to dismiss the matter. The motion passed unanimously.

RR v MA - Dr. Pettigrew presented the case and recommendations to the Board. Dr. Courtney moved to dismiss the matter. The motion passed unanimously.

LSBEP v. RK (NP)* - The Board reviewed the documentation and Dr. Comaty moved to send cease and desist letters to the individual, and others on website page, who were being represented as qualified to provide psychological services. The motion passed unanimously.

Dr. Culross moved to take the agenda out of order to include discussion of LRP Awards/Honors Ceremony during the Executive Session while Dr. Pettigrew was present. The Board agreed by unanimous roll call vote of the members present as follows Comaty – yea, Young – yea, Culross – yea, Courtney – yea and Matthews – yea.

Discussion Items:

LRP Awards Ceremony: Dr. Comaty read a thank you letter addressed to the Board and administration from Dr. Rovaris.

Committee Reports

Finance Committee: The Board reviewed Financial Statements for January-April 2011 prepared by Ouida Nugent, CPA.

Oral Examination: Dr. Comaty encouraged the Board to have ongoing evaluation of the oral exam process and rating process. Dr. Comaty reminded the members to carefully consider the case vignettes assigned to the

candidate and the candidates responses when rating the individual. Dr. Comaty also reminded the Board to fill out the score forms accurately to reflect their evaluation of the performance of the candidate in each of the specified areas and to provide detailed explanations for scores given and to provide voting decisions in keeping with their evaluations of the candidate's competence to practice safely independently.

Pursuant to LSA R.S.42: 6.1(4), Dr. Comaty moved to reenter Executive Session to conduct an oral examination and file reviews.

Dr. Young moved to close Executive Session to enter the following:

Ira Adams, Ph.D. – appeared before Board members for an oral examination for licensure. Dr. Courtney moved that the oral examination of Dr. Adams be continued a minimum of six months. The motion passed by majority roll call vote as follows: Comaty – yea, Young – yea, Courtney-yea, Culross – yea and Matthews - yea

Supervision and Credentials Recommendations:

The Supervision/Credentials Committee conducted file reviews and made recommendations as follows:

Dr. Courtney, upon review of the application file of **Tiffany J. McCaughey, Ph.D.**, recommended that the Board confirm the Candidacy Status of Dr. McCaughey and that she be invited to take the oral exam. The Board unanimously accepted this recommendation.

Dr. Culross, upon review of the application file of **Birgit M. Smart, Ph.D.**, recommended that the Board confirm the Candidacy Status of Dr. Smart and that she be invited to take the oral exam. Dr. Young recused himself. The Board accepted this recommendation.

Dr. Young, upon review of the application file of **Carrie E. Watkins-Emonet, Ph.D.**, recommended that the Board confirm the Candidacy Status of Dr. Emonet and that she be invited to take the oral exam. The Board unanimously accepted this recommendation.

Dr. Matthews, upon review of the application file of **Charles A. Yarborough, Psy.D.** recommended that the Board confirm the Candidacy Status of Dr. Yarborough and that he be invited to take the oral exam. Dr. Comaty recused himself. The Board accepted this recommendation.

Dr. Culross, upon review of the Temporary Registration of **Thomas J. Boll, Ph.D.**, recommended that Dr. Boll be granted a Temporary Registration in Louisiana effective April 28, 2011. The Board unanimously accepted this recommendation, Dr. Matthews recused.

Dr. Matthews, upon review of the Temporary Registration of **Kathryn F. Keuhle, Ph.D.**, recommended that Dr. Keuhle be granted a Temporary Registration in Louisiana effective May 13, 2011. The Board unanimously accepted this recommendation.

Dr. Culross, upon review of the Temporary Registration of **Joseph Robert Yohman, Ph.D.**, recommended that Dr. Yohman be granted a Temporary Registration in Louisiana effective May 13, 2011. The Board unanimously accepted this recommendation.

Dr. Comaty, upon review of the request for Emeritus Status of **Marsha H. Redden, Ph.D.**, recommended that Dr. Redden be granted Emeritus Status upon her 65th birthday in August 2011. Dr. Matthews seconded this recommendation.

Dr. Courtney reported that the Supervised Practice Plans were reviewed and approved for the following applicant(s): **Tessa T. Rivet, Ph.D.** Also, a Supervised Practice Plan for **Michelle Martel, Ph.D.** was approved for a respecialization track in Clinical Neuropsychology.

The Board approved a response to Alexandro Casalino concerning supervised practice experience.

Committee Reports (cont.d')

Legislative Coordinator: Dr. Comaty reported that SB 226 has not been scheduled for a hearing. The Board discussed suggestions for possible amendments to SB 226.

Liaison to Professional Organizations and Boards: Dr. Comaty and Jamie Monic reported on the Mid-Year ASPPB Meeting, which was held in Orlando, Florida in April 2011.

Long Range Planning/Awards Ceremony: Dr. Comaty requested that a discussion item for Sunset Review be added to the LRP Agenda.

Ad hoc Committee: Behavioral Health Working Group Representatives: Dr. Comaty reported that the minutes from the last two meetings of 1/12/11 and 1/19/11 had not been published because the group had not approved a final draft.

Ad hoc Committee: Sunset Review: Drs. Young and Matthews reported that they were beginning to collect and gather information for review.

There was no report from the following committees: Continuing Education; Supervision and Credentials Review; or Complaints Committee.

Discussion Items:

Opinion 012 Supervision of Psychology Students – The Board reviewed the request to reconsider its opinion submitted by John Bolter, Ph.D., M.P., the Memorandum of Understanding between LSBME and LSBEP, and Board Attorney Lloyd Lunceford's opinion to the Board regarding the ability of Medical Psychologists to supervise Psychology Students, Interns, and Post-doctoral candidates for licensure. After review of all of the applicable documentation and statutory references, Dr. Comaty moved to rescind and amend Opinion 012 to allow Medical Psychologists to supervise psychology students, interns, and post-doctoral candidates for licensure. The recommendation was approved by majority roll call vote as follows: Comaty-yea, Courtney-yea, Matthews-yea, Young –yea, Culross-nay.

Taylor Porter contract – The Board discussed amending Taylor Porter's 2010-2011 contracts. Dr. Courtney and Dr. Culross moved to amend Taylor Porter's contract in the amount of \$5,000 until June 30, 2011. The Board unanimously accepted this decision.

Contracts 2011-12FY

Dr. Comaty moved that the Board adopt the following Resolution for legal services for fiscal year July 1, 2011 through June 30, 2012, with the legal firm of Taylor, Porter, Brooks, and Phillips, LLC.

WHEREAS the LSBEP is in need of more than one attorney because of possible conflicts of interests in complaint cases wherein the LSBEP may request opinions and direction from its attorney, it

THEREFORE RESOLVES that the Board's contract for legal services with the firm of Taylor, Porter, Brooks & Phillips, LLP, be renewed for fiscal year July 1, 2011 through June 30, 2012, at the following rates of pay which reflect the current rates approved by the Attorney General's office, and not to exceed a maximum of \$16,000 for that period.

- \$175 PER HOUR FOR ATTORNEYS HAVING EXPERIENCE OF TEN YEARS OR MORE IN THE PRACTICE OF LAW
- \$150 PER HOUR FOR ATTORNEYS HAVING EXPERIENCE OF FIVE TO TEN YEARS IN THE PRACTICE OF LAW
- \$125 PER HOUR FOR ATTORNEYS HAVING EXPERIENCE OF THREE TO FIVE YEARS IN THE PRACTICE OF LAW
- \$100 PER HOUR FOR ATTORNEYS HAVING EXPERIENCE OF LESS THAN THREE YEARS IN THE PRACTICE OF LAW
- \$45 PER HOUR FOR PARALEGAL SERVICES
- \$25 PER HOUR FOR LAW CLERK SERVICES

The motion passed unanimously.

Dr. Comaty moved that the Board adopt the following Resolution for legal services for fiscal year July 1, 2011 through June 30, 2012, with the legal firm of McGlinchey Stafford, PLLC.

WHEREAS the LSBEP is in need of more than one attorney because of possible conflicts of interests in complaint cases wherein the LSBEP may request opinions and direction from its attorney, it

THEREFORE RESOLVES that the Board's contract for legal services with the firm of McGlinchey Stafford, PLLP, be initiated for fiscal year July 1, 2011 through June 30, 2012, at the following rates of pay which reflect the current rates approved by the Attorney General's office, and not to exceed a maximum of \$10,000 for that period.

- \$175 PER HOUR FOR ATTORNEYS HAVING EXPERIENCE OF TEN YEARS OR MORE IN THE PRACTICE OF LAW
- \$150 PER HOUR FOR ATTORNEYS HAVING EXPERIENCE OF FIVE TO TEN YEARS IN THE PRACTICE OF LAW
- \$125 PER HOUR FOR ATTORNEYS HAVING EXPERIENCE OF THREE TO FIVE YEARS IN THE PRACTICE OF LAW
- \$100 PER HOUR FOR ATTORNEYS HAVING EXPERIENCE OF LESS THAN THREE YEARS IN THE PRACTICE OF LAW
- \$45 PER HOUR FOR PARALEGAL SERVICES
- \$25 PER HOUR FOR LAW CLERK SERVICES

The motion passed unanimously.

Dr. Courtney moved that the contract with **Ouida Nugent, CPA**, for professional accounting services be continued through fiscal year July 1, 2011 - June 30, 2012, not to exceed a maximum amount of \$5,000. That fee schedule should reflect the following:

\$700 for preparation of the annual financial report, payable upon completion and approval of said report by the Board.

\$50 per hour for other accounting services, payable on a monthly basis and upon receipt of an itemized statement of services performed.

The motion unanimously passed.

Dr. Courtney moved that the contract with **C. Gary Pettigrew, Ph.D.**, for Complaints Coordinator be continued through fiscal year July 1, 2011 – June 30, 2012, not to exceed a maximum amount of \$4,000. That fee schedule should reflect the following:

- \$90 *Upon completion of a review of a Request for Investigation with a recommendation to the LSBEP*
- \$90 *Per hour for all meetings, including meetings with attorneys and preliminary hearings*

The motion passed unanimously.

Dr. Culross moved that the contract with **Constance Patterson, Ph.D.**, for Investigating Officer be continued through fiscal year July 1, 2011 – June 30, 2012, not to exceed a maximum amount of \$12,000.

\$60 per hour/plus pre-approved travel and lodging.

Dr. Matthews moved that the contract with **Sparkhound**, for information technology services be continued through fiscal year July 1, 2011 - June 30, 2012, not to exceed a maximum amount of \$5,000. That fee schedule should reflect the following:

*\$95 per month web hosting
\$400 annual security certificate
\$100 per hour IT Support*

The motion passed unanimously.

Dr. Matthews moved that the contract with **Terrance Mallory** for website maintenance and development be continued through fiscal year July 1, 2011 - June 30, 2012, not to exceed a maximum amount of \$1,500. That fee schedule should reflect the following:

\$65 per hour for ongoing maintenance and development

The motion passed unanimously.

LPC Rulemaking 2011: Executive Director Kelly Parker reported that as of the date of the meeting the LPC Board had not filed rules with the Louisiana Register regarding LMFT's coursework which included courses that would pertain to the use of the DSM and the study of psychopharmacology which have nothing to do with the defined practice of marriage and family therapy and which would include training in areas not permitted by the current LMFT scope of practice. Dr. Comaty reported that he has a scheduled meeting with the AG's office and Amy Groves Lowe, Esquire regarding LPC posting of child custody guidelines on their website to which LSBEP has objected as being the unauthorized practice of psychology and not within the currently defined statutory practice of LPCs.

The Psychology Times: The Board discussed The Psychology Times and press privileges.

Bank Signatories: Executive Director Kelly Parker requested to be added as a signatory to the Board's bank accounts at Neighbor's Federal Credit Union and Chase; and to remove Jamie Monic from the accounts. The Board unanimously accepted this recommendation.

Draft LSBEP Newsletter: The Board reviewed the draft newsletter and discussed revisions.

Draft CE Survey: The Board reviewed and approved the draft continuing education survey.

ASPPB Bylaws Revision: The Board agreed to review the draft ASPPB Bylaws and the comparison chart on the ASPPB website.

3:00 p.m. Dr. Comaty moved to adjourn for the day. The motion unanimously passed.